

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA

NAOMI SCOTT,

Plaintiff,

v.

WAFFLE HOUSE, INC.,

Defendant.

CASE NO. 08-CV-00771-L

STIPULATION OF DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(ii), Plaintiff Naomi Scott hereby stipulates to the dismissal of her Complaint against Waffle House, Inc., without prejudice. The parties further stipulate that each party shall bear its own costs of this action.

Dated this 5<sup>th</sup> day of November, 2008.

Respectfully submitted,

s/Dustin Hopson

Dustin Hopson  
Babbit & Mitchell Law Firm  
9905 S Pennsylvania Ave  
Oklahoma City, OK 73159  
Telephone: 405.692.7676  
Facsimile: 405.692.7670  
[djhopsn@babbitandmitchell.com](mailto:djhopsn@babbitandmitchell.com)

Attorney for Plaintiff

s/ Alan L. Rupe

Alan L. Rupe OBA# 20440  
KUTAK ROCK LLP  
8301 East 21<sup>st</sup> Street North, Suite 370  
Wichita, KS 67206  
Telephone: 316.609.7900  
Facsimile: 316.630.8021  
[alan.rupe@kutakrock.com](mailto:alan.rupe@kutakrock.com)

Attorneys for Defendant